

PATENT HMD2000-1-CIPB

3-21-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Mark A. Sturza et al.

Examiner:

Serial No.:

09/833,094

Group Art Unit: 3662

Title:

Method for Utilizing

Excess Communications Capacity

Filed:

10 April 2001

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FEB 1 2 2002

GROUP 3600 CERTIFICATE OF MAILING UNDER 37 C.F.R. SECTION 1.8

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Thomas N

. Giacche ini, Registration No. 31,075

FIRST DISCLOSURE STATEMENT

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Date Z

The Assistant Commissioner for Patents

Box DD

Washington, D.C. 20231

MAR 1 9 2002

Technology Center 2600

Sir:

The Applicants submit this First Disclosure Statement and completed Form PTO/SB/08A for their pending U.S. Patent Application. The documents listed in this First Disclosure Statement were cited in an International Search Report from the European Patent Office for a corresponding PCT International Patent Application which was mailed to the Applicants on 19 December 2001. A copy of the EPO ISR accompanies this First Disclosure Statement.

First Disclosure Statement for U.S. Patent Application entitled Method for Utilizing Excess Communications Capacity HMD2000-1-CIPB

DISCLOSURE DOCUMENTS

U.S. Patent No. 5 864 557 issued to Lyons discloses a transport stream encoder, which comprises a plurality of component signal sources.

PCT International Patent Application Publication No. WO 97/18651 owned by Hughes Aircraft Company discloses a method and apparatus for an adaptor card for use in a computer to provide conditional access by the computer to incoming data streams. A copy of this document accompanies this First Disclosure Statement.

CERTIFICATION

Each item of information contained in this First Information Disclosure Statement was cited in a communication form a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this First Information Disclosure Statement.

CONCLUSION

The Applicants submit that none of the documents described above disclose the Invention as claimed in the present Patent Application. The Applicants believe that no fee is required to submit this First Disclosure Statement.

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First Disclosure Statement for U.S. Patent Application entitled Method for Utilizing Excess Communications Capacity HMD2000-1-CIPB

Respectfully submitted,

Thomas N. Giacherini, 25 Jan 2002.

Applicants' Attorney

Registration No. 31,075

Thomas N. Giaccherini

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Mailed to the United States Patent Office on Friday, 25 January 2002 with a Rule 8 Certificate.

PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031
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TRACE Control number.

Substitute for form 1449A/PTO	Complete if Known				
INFORMATION DISCLOSURE	Application Number 09/833,094				
STATEMENT BY APPLICANT	Application Number 09 / 833, 094				
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Sheet One of One	Attorney Docket Number + MD2000-1-CIPB				

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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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